

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

JOSEPH EARL SMITH,

Civil No. 06-1713 (JRT/JSM)

Plaintiff,

v.

ORDER

UNITED STATES OF AMERICA,
FEDERAL BUREAU OF PRISONS,
(BOP), BOP HARLEY LAPPIN,
SHELLEY R. STANTON, LISA J.W.
HOLLINGSWORTH, G. SANTINI,
BLASKO. WOODALL, P. BENNETT, J.
EDMOND, R.L. MORRISON, A.
LaSALLE, and J. ESPINAL,

Defendants.

Joseph Earl Smith, #47239-019-S-21, FPC, PO Box 1000, Duluth, MN
55814, plaintiff *pro-se*.

No appearance on behalf of defendants.

The above-entitled case comes before the Court upon the plaintiff's motion for voluntary dismissal without prejudice (Docket No. 6), in accordance with Fed. R. Civ. P. 41(a)(1). No answer or other pleading has been filed in this case.

Based upon all the files, records, and proceedings herein, **IT IS HEREBY ORDERED** that plaintiff's claims in this action are **DISMISSED WITHOUT PREJUDICE**.

DATED: August 7, 2006
at Minneapolis, Minnesota

s/John R. Tunheim
JOHN R. TUNHEIM
United States District Judge